



61

1651 \$

Atty. Dkt. No. 047940-0119

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicant: Koichi MASUDA *et al.*  
Title: TISSUE ENGINEERED CARTILAGE  
FOR DRUG DISCOVERY  
Appl. No.: 10/054,710  
Filing Date: 01/22/2002  
Examiner: Ruth A. Davis  
Art Unit: 1651

<b>CERTIFICATE OF MAILING</b> I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as First Class Mail in an envelope addressed to: Commissioner for Patents, PO Box 1450, Alexandria, Virginia 22313-1450, on the date below.  Robert N. Young (Printed Name)   (Signature)  October 17, 2003 (Date of Deposit)
--

**SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT**

Commissioner for Patents  
PO Box 1450  
Alexandria, Virginia 22313-1450

**RECEIVED****OCT 28 2003****TECH CENTER 1600/2900**

Sir:

Submitted herewith on Form PTO-1449 is a listing of documents known to Applicants in order to comply with Applicants' duty of disclosure pursuant to 37 CFR §1.56. A copy of each listed non-U.S. patent document is being submitted to comply with the provisions of 37 CFR §1.97 and §1.98.

The submission of any document herewith, which is not a statutory bar, is not intended as an admission that such document constitutes prior art against the claims of the present application or that such document is considered material to patentability as defined in 37 CFR §1.56(b). Applicants do not waive any rights to take any action which would be appropriate to ~~antedate or otherwise remove as a competent reference any document which is determined to be a~~ *prima facie* art reference against the claims of the present application.

10/23/2003 JBALINAH 00000104 10054710

01 FC:1806

180.00 OP

**TIMING OF THE DISCLOSURE**

The listed documents are being submitted in compliance with 37 CFR §1.97(c), before the mailing date of either a final action under 37 CFR §1.113, a notice of allowance under 37 CFR §1.113, or an action that otherwise closes prosecution in the application. Enclosed herewith is a check covering the fee under 37 CFR 1.17(p).

**RELEVANCE OF EACH DOCUMENT**


An English translation of the foreign-language document is not readily available. However, an English language abstract of the foreign language document are included herewith.

Applicants respectfully request that any listed document be considered by the Examiner and be made of record in the present application and that an initialed copy of Form PTO-1449 be returned in accordance with MPEP §609.

Applicants believe no additional fee is due for this submission, however, the Commissioner is hereby authorized to charge any fees required in connection with this submission to Deposit Account No. 50-2350. A duplicate copy of this Statement is enclosed for such purposes.

Respectfully submitted,

Date October 17, 2003

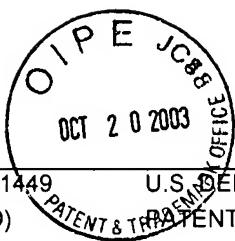
By 

FOLEY & LARDNER  
Customer Number: 23524  
**23524**

Robert N. Young  
Attorney for Applicants  
Registration No. 48,412

PATENT TRADEMARK OFFICE

Telephone: (608) 258-4991  
Facsimile: (608) 258-4258



Form PTO-1449 (MODIFIED)	U.S. DEPARTMENT OF COMMERCE PATENT AND TRADEMARK OFFICE	ATTY. DOCKET NO.	SERIAL NO.
		047940-0119	10/054,710
		APPLICANT Koichi MASUDA et al.	
INFORMATION DISCLOSURE CITATION  (Use several sheets if necessary)		FILING DATE	GROUP ART UNIT
		01/22/2002	1651

## U.S. PATENT DOCUMENTS

EXAMINER INITIAL	REF	DOCUMENT NUMBER	DATE	NAME	CLASS	SUB- CLASS	FILING DATE IF APPROPRIATE
		5,326,357	7/5/94	Kandel			

RECEIVED  
OCT 28 2003  
TECH CENTER 1600/2900

## FOREIGN PATENT DOCUMENTS

	REF	DOCUMENT NUMBER	DATE	COUNTRY	CLASS	SUB- CLASS	TRANSLATION	
							YES	NO
		94/28889	12/22/94	WO				
		98/55594	12/10/98	WO				
		2001-89390	4/3/01	JP			Abstract	

## OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, Etc.)


EXAMINER

DATE CONSIDERED

- \* EXAMINER: Initial if citation considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include any copy of this form with next communication to applicant.